

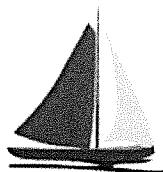
EXHIBIT 10

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Transcript of
Kyle Shapelow

Date: Friday, February 24, 2017

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LAWRENCE JUSTIN MILLS vs ANNE ARUNDEL COUNTY, MARYLAND
Transcript of Kyle Shapelow taken February 24, 2017

Pages 22-25

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1	Q. Safe to say you are entirely unfamiliar		1 question or redo it again.
2	with the security manual for Maryland Live?		2 Q. Were you surprised they knew who he was?
3	MR. CREECH: Objection. Asked and		3 MR. CREECH: Objection.
4	answered. Go ahead.		4 MS. BEALL: Objection.
5	A. I've never seen it.		5 A. Yes.
6	Q. Okay. Were you present when the call		6 Q. Okay. Can you think of any reason you
7	for -- strike that. How did you become involved in		7 were needed to be back there if they already knew
8	accompanying -- how did you become involved in the		8 who he was?
9	Mills occurrence?		9 MR. CREECH: Objection.
10	A. We were notified by some member of		10 MS. BEALL: Objection.
11	security.		11 A. To identify him.
12	Q. Don't know who?		12 Q. Well, if they already knew -- they had
13	A. I do not know who. To respond to the back		13 identified him, right?
14	hall area. And that's where we went.		14 MR. CREECH: Objection.
15	Q. Okay. And then what happened?		15 MS. BEALL: Objection.
16	A. We were informed by some member of the		16 Q. So what -- can you think of any reason --
17	casino, or the casino staff, that they had a subject		17 the only reason you can think of is to identify him,
18	who had -- they were accusing of card counting, and		18 is that a fair statement?
19	that it was in violation of some type of ordinance.		19 MR. CREECH: Objection.
20	Q. They really said that?		20 MS. BEALL: Objection.
21	A. As far as I can recall --		21 A. Or to verify identity.
		Page 23	Page 25
1	MR. CREECH: Objection.		1 Q. Well, did they tell you "we think he's
2	Honest to goodness.		2 Justin Mills"?
3	MR. CREECH: You stopped him. He was		3 A. Not that I remember.
4	answering the question and you cut him off.		4 Q. Or Lawrence Mills?
5	MR. NERSEIAN: All right. Fine.		5 A. Not that I recall.
6	Q. Go on, I'm sorry.		6 Q. But they did tell you that he was
7	A. That it was -- in violation of some type		7 violating some sort of ordinance, right?
8	of ordinance or whatever the case may be. I don't		8 A. Yes.
9	know the exact words that were used. And they		9 Q. Okay. Did you believe them?
10	needed to I.D. him so that they could formally do an		10 MR. CREECH: Objection. Go ahead.
11	eviction or a banning with notice.		11 Q. Do you believe them, under oath?
12	Q. When we were talking earlier, or doing		12 MR. CREECH: Objection again.
13	Mr. Bilter's, were you surprised that they already		13 MS. BEALL: Objection.
14	knew who he was?		14 MR. NERSEIAN: Why -- all right.
15	MR. CREECH: Objection if he was		15 MR. CREECH: You keep restating --
16	surprised.		16 MR. NERSEIAN: You keep interrupting me
17	MS. BEALL: Objection.		17 with stupid low life objections that don't have
18	Q. Were you surprised that they already		18 any basis in fact. The objection you are
19	had --		19 allowed to make is objection, form. That's not
20	MR. CREECH: There's an objection to the		20 what you're saying.
21	question. Could you let him answer the		21 MR. CREECH: I object.



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1 MR. NERSESIAN: All the others are 2 preserved. So there was nothing wrong with the 3 form of that question and you did not object to 4 form. In fact every time you've just said 5 objection, it is completely useless because you 6 haven't used the word form. There's case law 7 on that. So all you're doing is interrupting 8 the train of thought and the questioning and I 9 would ask you to please stop.	1 A. No. 2 Q. Okay. You know you're suing him? 3 A. Correct. 4 Q. When you first found out you were suing 5 him, had you instructed anybody to commence a 6 lawsuit on your behalf?
10 MR. CREECH: First of all, I will protect 11 the record, I will make objections that are 12 appropriate. When you ask him, did you believe 13 that, that is an inappropriate question. 14 Whether or not he believed it is irrelevant at 15 that point in time. He told you what he had 16 learned and he was going on that. Now, I will 17 make an objection as I see fit. You ask the 18 questions as you see fit. If you have to reask 19 them, I understand. I guess we will just 20 continue.	7 MR. CREECH: Objection. Instruct him not 8 to answer if it includes any conversations with 9 counsel.
21 Q. Did you believe him?	10 MR. NERSESIAN: If counsel -- 11 MR. CREECH: I made my objection. You can 12 go ahead and do whatever you want to. Would 13 you allow him to step out if you want to 14 make -- if you want to discuss it. I don't 15 want to engage in a back and forth, please. 16 MR. NERSESIAN: I understand. 17 Q. So your understanding in going into that 18 hallway was to get his I.D. so we can get him out of 19 here? 20 A. Yes. 21 Q. And that's what you did too, right?
Page 27	Page 29
1 MR. CREECH: Objection. Go ahead. 2 A. I had no reason not to at that time. 3 Q. Did you hear Mr. Mills explain what he 4 understood the law to be and that it was legal and 5 there was no crime against card counting? 6 MR. CREECH: Objection. 7 MS. BEALL: Objection. 8 A. Once I went into the hallway, then, yes, I 9 heard Mr. Mills' version. 10 Q. At that point -- at some point you said 11 "we're not accusing you of doing anything wrong." 12 Do you recall that? 13 A. Yes. 14 Q. Okay. And you weren't, right? 15 MR. CREECH: Objection. 16 Q. You weren't accusing him of doing anything 17 wrong? 18 MR. CREECH: Objection. 19 A. Correct. 20 Q. And were you ever accusing him of doing 21 anything wrong?	1 A. Yes. 2 Q. And in doing that, you told him he 3 violated some ordinance. He violated ordinances, 4 right? 5 MR. CREECH: Objection. 6 Q. Or he was told he violated ordinances by 7 an Anne Arundel police officer, correct? 8 MR. CREECH: Objection. Go ahead. 9 A. Yes, I believe that's what he was told. 10 Q. He was also told that he could not leave 11 until he gave his I.D., correct? 12 MR. CREECH: Objection. Go ahead. 13 A. Correct. 14 Q. Okay. And that was also by an Anne 15 Arundel police officer? 16 MR. CREECH: Objection. Go ahead. 17 A. Correct. 18 Q. And he was also told that if he didn't 19 give up his I.D., and this was by two different Anne 20 Arundel police officers, he was going to be taken in 21 and they were going to fingerprint him and find out



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Pages 30-33

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1 who he was anyway, wasn't he?	1 Mr. Mills know that?
2 MR. CREECH: Objection.	2 A. I don't believe so.
3 A. I believe one was -- we wanted to know he	3 Q. But you did very verbally and very firmly
4 was told he was going to be taken in. I believe I	4 let him know that you were an Anne Arundel County
5 stated that we needed his I.D. or else we would have	5 police officer, didn't you?
6 to get it through fingerprints.	6 MR. CREECH: Objection. Go ahead.
7 Q. Which means you're taking him into the	7 A. I don't know if we did verbally. I can't
8 police department, right?	8 recall that. But, yes, we were in uniform.
9 MR. CREECH: Objection.	9 Q. You also did it verbally too, didn't you?
10 A. Usually, yes.	10 MR. CREECH: Objection.
11 Q. That's how that's done, right. Correct.	11 A. Again, I don't recall that. But it could
12 That's the normal way that happens?	12 have happened.
13 MR. CREECH: Objection as to what's the	13 Q. We're going to return to the You Tube
14 normal way. Go ahead.	14 video for the second. And again this is Cam 565.
15 A. Most of the time, yes.	15 I'm going to start it at 2:25:24. I'll start at
16 Q. Okay. Sorry, lost my train of thought.	16 12:00 but we'll get to the part that I'm talking
17 Did you ever run Watson warrants on Mr. Mills?	17 about. I'm sorry, Patricia.
18 A. I don't believe I did.	18 (Played video.)
19 Q. Do you know if Bilter did?	19 MR. NERSESIAN: No, I had the wrong spot.
20 A. I don't believe he did.	20 I'm going to start it at 2:24:39.
21 Q. Did anybody ever run Mr. Mills through	21 (Played video.)
Page 31	Page 33
1 NCIC?	1 MR. NERSESIAN: I'm starting at 2:24:30.
2 A. I don't know the answer to that.	2 (Played video.)
3 Q. You know what NCIC is?	3 MR. NERSESIAN: I think I had it
4 A. I do.	4 backwards.
5 Q. Okay. Who -- if you don't know -- all	5 Q. Did you hear Mr. Bilter say "I'm a
6 right. Did you or Mr. Bilter do anything to cause	6 Maryland police officer."
7 Mr. Mills to be run through NCIC?	7 A. I did.
8 MR. CREECH: Objection. Go ahead.	8 Q. Okay. Do you recall that at the time too?
9 A. I don't know what access the casino staff	9 A. I do now after watching the video.
10 has, but as far as the police department, I don't	10 Q. Okay. So there was not only the uniform
11 believe that myself or Corporal Bilter did anything	11 that showed what you were, or supposedly were, but
12 in NCIC with Mr. Mills information.	12 apparently weren't, but also a verbal identification
13 Q. Do you recognize that in custody police	13 to Mr. Mills as a Maryland police officer?
14 citizen encounters are ordinarily stressful and even	14 MR. CREECH: Objection. Is that a
15 scary to a citizen?	15 question?
16 MR. CREECH: Objection. Go ahead.	16 Q. Yeah. That happened, right?
17 MS. BEALL: Objection.	17 A. Correct.
18 A. I guess it depends on the citizen, but I	18 Q. Okay. Did you see anything unseemly at
19 can see that, yes.	19 all in taking the power of the state and putting it
20 Q. Now, you're saying that you were working	20 behind a private company where they can enlist
21 for Maryland Live Casino. Did you ever let	21 people who tell other people that they are Maryland



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<p style="text-align: right;">Page 34</p> <p>1 police officers and they are there with the 2 authority of Maryland police officers and you better 3 do what this company tells you to do?</p> <p>4 MR. CREECH: Objection.</p> <p>5 MS. BEALL: Objection.</p> <p>6 A. I'm sorry, the question again.</p> <p>7 Q. Maryland Live is a private company, right?</p> <p>8 A. Correct.</p> <p>9 Q. You're working for them, right?</p> <p>10 A. Yes.</p> <p>11 Q. You're a police officer, right?</p> <p>12 A. Yes.</p> <p>13 Q. You have a guy who gives you directions 14 and assignments, that being Coulter or whoever the 15 head of security is, who is working for that private 16 company, right?</p> <p>17 A. Correct.</p> <p>18 Q. You're wearing the uniform of the Anne 19 Arundel police department, which is a public 20 organization in place for public safety, right?</p> <p>21 A. Correct.</p>	<p style="text-align: right;">Page 36</p> <p>1 Q. What are the limits on who can hire 2 secondary -- who can hire you as secondary 3 employment?</p> <p>4 A. I don't know what the limitations are.</p> <p>5 There's rules and regulations set up and it has to 6 be approved through the department when you apply to 7 work at a secondary employment position.</p> <p>8 Q. So the big -- the big juggernaut casino 9 with all its corporate juice can apparently get that 10 approval, but you don't know if I can or not?</p> <p>11 MR. CREECH: Objection.</p> <p>12 MS. BEALL: Objection.</p> <p>13 MR. CREECH: Form. A number of other 14 things. Go ahead.</p> <p>15 A. I don't know.</p> <p>16 Q. But we know that Maryland Live can?</p> <p>17 MR. CREECH: Objection.</p> <p>18 MS. BEALL: Objection.</p> <p>19 Q. Get the approval, right?</p> <p>20 MR. CREECH: Objection.</p> <p>21 A. They do have the approval.</p>
<p style="text-align: right;">Page 35</p> <p>1 Q. Okay. And you are using that appearance 2 and that authority to forward the goals of a private 3 corporation against other citizens. Do you find 4 that unseemly?</p> <p>5 MR. CREECH: Objection.</p> <p>6 MS. BEALL: Objection.</p> <p>7 A. As long as it doesn't go against our 8 departmental rules and regulations, no.</p> <p>9 Q. Okay. Can I hire you to be my security?</p> <p>10 MR. CREECH: Objection.</p> <p>11 MS. BEALL: Objection.</p> <p>12 Q. Can I hire you to be my body guard?</p> <p>13 MR. CREECH: Objection. That's total 14 speculation. You don't have to answer that.</p> <p>15 MR. NERSESIAN: Are you telling him not to 16 answer?</p> <p>17 MR. CREECH: Yes, I am.</p> <p>18 MR. NERSESIAN: What?</p> <p>19 MR. CREECH: Yes. It's an improper form.</p> <p>20 It's total speculation. You're not giving him 21 any facts. It's just --</p>	<p style="text-align: right;">Page 37</p> <p>1 Q. Yeah. Do you know what a kickback is?</p> <p>2 A. Somewhat.</p> <p>3 Q. Do you know if Maryland Live paid anybody 4 a kickback to have police officers in uniform work 5 on their site?</p> <p>6 MR. CREECH: Objection.</p> <p>7 MS. BEALL: Objection.</p> <p>8 A. I have no idea.</p> <p>9 Q. Okay. Do you know who Mr. Isella is?</p> <p>10 A. Yes, I do now.</p> <p>11 Q. No, back then?</p> <p>12 A. I didn't know him by name, no.</p> <p>13 Q. Did you know who he was back then. You 14 would have recognized him. I'm not saying name.</p> <p>15 But at the time of the Mills occurrence, what did 16 you recognize Mr. Isella as?</p> <p>17 A. I knew that he worked at the casino in 18 some form or fashion.</p> <p>19 Q. And you don't know who told Bilter, 20 Mr. Bilter, that the -- that this was a violation of 21 some ordinance?</p>



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